

E-Filed On August 31, 2006

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 of Holders of Executory Contract Rights through
 USA Commercial Mortgage Company

UNITED STATES BANKRUPTCY COURT**FOR THE DISTRICT OF NEVADA**

In re:
 USA COMMERCIAL MORTGAGE COMPANY,

Debtor.

In re:
 USA CAPITAL REALTY ADVISORS, LLC,

Debtor.

In re:
 USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,

Debtor.

In re:
 USA CAPITAL FIRST TRUST DEED FUND, LLC,

Debtor.

In re:
 USA SECURITIES, LLC,

Debtor.

Affects:

- ☐ All Debtors
☒ USA Commercial Mortgage Company
☐ USA Capital Realty Advisors, LLC
☐ USA Capital Diversified Trust Deed Fund, LLC
☐ USA Capital First Trust Deed Fund, LLC
☐ USA Securities, LLC

Case Nos.:

BK-S-06-10725-LBR
 BK-S-06-10726-LBR
 BK-S-06-10727-LBR
 BK-S-06-10728-LBR
 BK-S-06-10729-LBR

JOINTLY ADMINISTERED
 Chapter 11

**NOTICE OF HEARING ON
 FIRST INTERIM FEE
 APPLICATION OF GORDON &
 SILVER, LTD. SEEKING
 COMPENSATION FOR LEGAL
 SERVICES RENDERED AND
 REIMBURSEMENT OF
 EXPENSES**

Date: September 28, 2006
 Time: 9:30 a.m.

NOTICE IS HEREBY GIVEN that on September 28, 2006 at 9:30 a.m. at the United
 States Bankruptcy Court, Foley Federal Building, 300 Las Vegas Boulevard South, Courtroom 1,

1 Las Vegas, Nevada 89101, a hearing will be held to consider the First Interim Fee Application of
 2 Gordon & Silver, Ltd. Seeking Compensation for Legal Services Rendered and Reimbursement
 3 of Expenses filed by Gordon & Silver, Ltd. ("Gordon Firm").

4 The Gordon Firm requests that the Court allow, on an interim basis, and authorize the
 5 Trustee to immediately pay, the following professional fees and costs:

6 Fees: \$257,736.00

7 Costs: 1,963.63

8 TOTAL \$259,699.63

9 A copy of the Fee Application is available upon request or a copy is available for
 10 inspection at the United States Bankruptcy Court, Clerk's Office, Foley Federal Building, 300
 11 Las Vegas Boulevard South, Las Vegas, Nevada 89101.

12 NOTICE IS FURTHER GIVEN that any opposition to the Application must be filed and
 13 served on counsel within 15 days after service of this Notice (plus three days for mailing). Any
 14 reply to an opposition shall be filed and served no later than 5 business days before the date set
 15 for the hearing or as otherwise ordered by the Court. In accordance with LR 9014, the following
 16 statement is provided:

17 If you object to the relief requested, you *must* file a **WRITTEN** response to this
 18 Pleading with the court. You *must* also serve your written response on the person who sent you
 19 this notice.

20 If you do not file a written response with the court, or if you do not serve your written response
 21 on the person who sent you this notice, then:


- 22 • The court may *refuse to allow you to speak* at the scheduled hearing; and
- 23 • The court may *rule against you* without formally calling the matter at the hearing.

1 NOTICE IS FURTHER GIVEN that in the event objections are filed to the Application, a
2 hearing on Motion will be held before a United States Bankruptcy Judge in the Foley Federal
3 Building, 300 Las Vegas Boulevard South, Courtroom 1, Las Vegas, Nevada 89509, on the 28th
4 day of September, 2006 at 9:30 a.m.

5 NOTICE IS FURTHER GIVEN that this hearing may be continued from time to time
6 without further notice except for the announcement of any adjourned dates and times at the
7 above noticed hearing or any adjournment thereof.
8

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10 DATED this 31st day of August, 2006.

11 GORDON & SILVER, LTD.

12
13 By: 
14 GERALD M. GORDON, ESQ.
15 GREGORY E. GARMAN, ESQ.
16 BRIGID M. HIGGINS, ESQ.
17 Attorneys for the Official Committee of Holders of
18 Executory Contract Rights through USA
19 Commercial Mortgage Company
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